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JUSTICE FIRST, LLP 1 Jenny C. Huang, SBN 223596 2831 Telegraph Avenue 2 Oakland, CA 94609 Telephone: (510) 628-0695 3 Fax: (510) 272-0711 E-mail: jhuang@justicefirstllp.com 4 5 JIVAKA CANDAPPA, SBN 225919 5111 Telegraph Avenue, #215 6 Oakland, ČA 94609 Telephone: (510) 654-4129 7 Fax: (510) 594-9610 E-mail: jcandappa@sbcglobal.net 8 Attorneys for Plaintiff Abhinav Bhatnagar 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 12 ABHINAV BHATNAGAR, 13 Plaintiff,

Case No.: Case No. CV07-02669 (CRB)

AMENDED

STIPULATION AND PROPOSED ORDER TO EXTEND TIME TO FILE OPPOSITION AND REPLY BRIEFS ON PLAINTIFF'S MOTION IN LIMINE

Date: April 25, 2007 Time: 10:00am Honorable Charles R. Breyer

JASON INGRASSIA, individually and in his official capacity; COUNTY OF CONTRA COSTA; and CITY OF SAN RAMON.

Defendants.

VS.

WHEREAS on February 15, 2008, the parties attended a case management conference before Judge Breyer, during which the court ordered the parties to submit briefing for a motion in limine to determine the admissibility of prior judicial findings underlying this case. The court ordered Plaintiff to file an opening brief by March 14, 2008 and for the hearing to be held on April 25, 2008. In regards to the deadlines for filing the opposition and reply briefs, the court requested that the parties agree upon a briefing schedule;

WHEREAS counsel for the parties briefly met after the case management to agree upon deadlines for filing the opposition and reply briefs;

STIPULATION & PROPOSED ORDER TO EXTEND TIME TO FILE OPPOSITION AND REPLY BRIEFS ON PLAINTIFF'S MOTION IN LIMINE PAGE 1 OF 3

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1 WHEREAS counsel for the parties apparently had a misunderstanding as to what the 2 parties agreed upon as deadlines for filing the opposition and reply briefs; 3 WHEREAS counsel for the County of Contra Costa and the City of San Ramon filed its 4 opposition brief on April 3, 2008; 5 WHEREAS counsel for Defendant Ingrassia did not file its opposition brief until April 6 11, 2008; 7 WHEREAS Local Rule 7-3(a) requires that opposition briefs be filed 21 days prior to the 8 scheduled hearing date, or by April 4, 2008, and that reply briefs be filed 14 days prior to the 9 scheduled hearing date, or by April 11, 2008; WHEREAS Plaintiff's counsel filed his reply brief on April 11, 2008, in accordance with 10 11 the local rules. In his reply brief, Plaintiff requested that the court strike the opposition brief of 12 Defendant Ingrassia as untimely; 13 WHEREAS on April 14, 2008, counsel for Defendant Ingrassia filed a letter to Plaintiff's 14 counsel requesting Plaintiff to withdraw his argument that Defendant Ingrassia's opposition brief 15 was untimely; 16 // 17 // 18 // 19 // 20 // 21 // 22 // 23 // 24 // 25 // // 26 27 //

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IT IS HEREBY STIPULATED AND AGREED by the attorneys as follows:

- 1. Defendant Ingrassia's opposition brief is deemed timely as filed on April 11, 2008;
- 2. Plaintiff shall have until April 18, 2008 to fully respond to Defendant Ingrassia's opposition papers filed on April 11, 2008;

May 2,
3. The hearing on Plaintiff's Motion *In Limine* shall remain as scheduled on April 25,
2008. at 10:00 a.m.

Dated: April 14, 2008 Oakland, California JUSTICE FIRST, LLP

Attorneys for Plaintiff Abhinav Bhatnagar By:

Jenny C. Huang 2831 Telegraph Avenue Oakland, CA 94609 Tel.: (510) 628-0695

Dated: April 14, 2008 Walnut Creek, California MCNAMARA, DODGE et al.

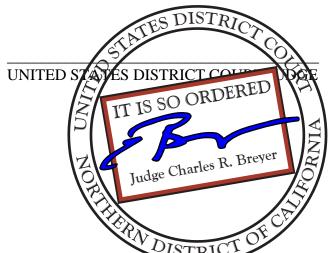
Attorney for Defendant Jason Ingrassia By:

_/s/

Noah G. Blechman 1211 Newell Avenue Walnut Creek, CA 94596-5331 Tel.: (925) 939-5330

IT IS SO ORDERED.

Dated: April <u>15</u>, 2008



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